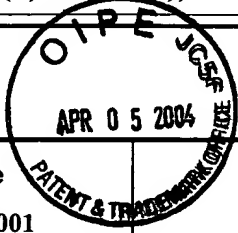


**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
15689.67

In Re Application: Yukihiro Okumura



Serial No.  
09/763,375

Filing Date  
February 21, 2001

Examiner

Group Art Unit  
2631

**DATA TRANSMISSION METHOD, DATA TRANSMISSION SYSTEM,  
TRANSMITTER AND RECEIVER**

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(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 23-3178 as described below.
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Dated: April 5, 2004

Adrian J. Lee  
Attorney for Applicant  
Registration No.: 42,785  
Customer No.: 022913

CC:

4-6-04

#<sup>RS</sup>  
13

2631

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))4-6-04 Docket No.  
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In Re Application Of: Yukihiro Okumura

APR 05 2004

Serial No.  
09/763,375Filing Date  
February 21, 2001

Examiner

Group Art Unit  
2631Title: **DATA TRANSMISSION METHOD, DATA TRANSMISSION SYSTEM,  
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**37 CFR 1.97(b)**

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☐ the statement specified in 37 CFR 1.97(e);**OR**☐ the fee set forth in 37 CFR 1.17(p).

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**

Applicant(s): Yukihiro Okumura

Docket No.

15689.67

Serial No.

09/763,375

Filing Date

February 21, 2001

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Group Art Unit

2631

Invention: DATA TRANSMISSION METHOD, DATA TRANSMISSION SYSTEM, TRANSMITTER  
AND RECEIVER**RECEIVED**

I hereby certify that the following correspondence:

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is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

April 5, 2004

(Date)

ADRIAN J. LEE

(Typed or Printed Name of Person Mailing Correspondence)

(Signature of Person Mailing Correspondence)

EV 384065837 US

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**Note: Each paper must have its own certificate of mailing.**

Transmittal for Information Disclosure Statement (2 pages; duplicate);  
Information Disclosure Statement Under 37 C.F.R. § 1.97 (2 pages);  
Form PTO-1449 Listing of References (1 page);  
Legible Copy of References (3 reference);  
Certificate of Express Mail (EV384065837US);  
Acknowledgment Postcard

Docket No: 15689.67

in re application of

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Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). While no representation is made that any of these references may be "prior art" within the meaning of that term under 35 U.S.C. §§ 102 or 103, the enclosed list of references is disclosed so as to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record believes that the enclosed art is the closest to the claimed invention (taken in its entirety) of which the undersigned is presently aware, and no art which is closer to the claimed invention (taken in its entirety) has been knowingly withheld.

In accordance with 37 C.F.R. §§ 1.97 and 1.98, a copy of each of the listed references or relevant portion thereof is also enclosed.

Since all listed references are either in the English language or are accompanied by a translation into English, no concise explanation of relevance is required under 37 C.F.R. § 1.98(a)(3).

DATED April 2, 2004.

Respectfully submitted,



ADRIAN J. LEE  
Attorney for Applicant  
Registration No. 42,785  
Customer No. 022913

AJL: ds  
DS0000001872V001

(Use several sheets if necessary)

15689.

**09/763,375**

**Yukihiko Okumura**

**February 21, 2001**

2631

~~\*EXAMINER  
INTERNAL~~

**REF**

DOCUMENT NUMBER

DATE \_\_\_\_\_

NAME \_\_\_\_\_

**CLASS**

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**FILING DATE**  
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## FOREIGN PATENT DOCUMENTS

**REF**

**DOCUMENT NUMBER**

DATE \_\_\_\_\_

COUNTRY

**CLASS**

SUBCLASS

### Translation

**YES**

**NO**

**1**

**EP 0 758 168 A1**

**2/12/1997**

## Europe

H04J 13

04

4

2

**EP 0 866 589 A1**

**9/23/1998**

## Europw

H04L 29

02

2

**OTHER DOCUMENTS** *(Including Author, Title, Date, Pertinent Pages, Etc.)*

3

**Variable-Rate Data Transmission with Blind Rate Detection for Coherent DS-CDMA Mobile Radio**  
Yukihiko Okumura & Fumiyuki Adachi  
July 1998

**EXAMINER**

**DATE CONSIDERED**

**EXAMINER:** Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.